

**IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
EL PASO DIVISION**

LEAGUE OF UNITED LATIN AMERICAN
CITIZENS, *et al.*,

Plaintiffs,

EDDIE BERNICE JOHNSON, *et al.*,

Plaintiff-Intervenors,

V.

GREG ABBOTT, *et al.*,

Defendants.

Case No. 3:21-cv-00259
[Lead Case]

UNITED STATES OF AMERICA,

Plaintiff,

V.

STATE OF TEXAS, *et al*,

Defendants.

Case No. 3:21-cv-299
[Consolidated Case]

**NOTICE OF DOCUMENTS PRODUCED
FOR *IN CAMERA* REVIEW**

On July 25th, the Court granted the United States’ motion to enforce. ECF 467. The Legislators have appealed a portion of that Order. ECF 479. Among other things, the Court ordered the Legislators to produce a number of documents withheld on assertion of the attorney-client and work-product privileges for *in camera* review. Specifically, the Court directed:

The Legislators are hereby ORDERED to produce to the Court for *in-camera* inspection documents over which attorney-client privilege or work-product protection is asserted that involve legislative attorneys, Butler Snow attorneys, the map drawing consultants hired by Butler Snow, or other third parties, including those set forth on pages 72–85, 86–91, 92, 216–31, and 282–87 of the Challenged Document Index.

Order at 28. The relevant documents have been saved on a flash drive and submitted via Federal

Express, which should arrive the same day as this filing.

In addition to the documents, the Legislators will also produce an index of documents for in camera review. Ex. A. The index lists each of the documents provided, organized by family relationship. That is, many of the documents consist of emails exchanged between Adam Foltz and Butler Snow attorneys, and attachments sent in those emails. Those related documents are grouped together using a unique “family” identifying number. *See, e.g.*, Ex. A at 13 (DOC_0351575 and DOC_0351576 both bear the family number DOC_0351575).

The index also lists entries designed to aid the Court in understanding the documents, such as file extension, custodian, author, date created or sent, to, from, CC, BCC, and the privilege or privileges asserted for the document. These entries were provided in the privilege logs served on the United States. *See* ECF 351-3, 351-4. The only difference is that a description of the document is not included in the index because the documents themselves are produced here.

The Legislators stand ready to provide any supplemental materials to aid the Court’s review.

Date: August 1, 2022

KEN PAXTON
Attorney General of Texas

BRENT WEBSTER
First Assistant Attorney General

Respectfully submitted,

/s/ Patrick K. Sweeten
PATRICK K. SWEETEN
Deputy Attorney General for Special Litigation
Tex. State Bar No. 00798537

WILLIAM T. THOMPSON
Deputy Chief, Special Litigation Unit
Tex. State Bar No. 24088531

JACK B. DiSORBO
Assistant Attorney General, Special Litigation Unit
Tex. State Bar No. 24120804

OFFICE OF THE ATTORNEY GENERAL

P.O. Box 12548 (MC-009)
Austin, Texas 78711-2548
Tel.: (512) 463-2100
Fax: (512) 457-4410
patrick.sweeten@oag.texas.gov

will.thompson@oag.texas.gov
jack.disorbo@oag.texas.gov

Counsel for Defendants, Senate and House Legislators and Staff

Patrick Strawbridge
CONSOVOY MCCARTHY PLLC
Ten Post Office Square
8th Floor South PMB #706
Boston, MA 02109
Tel: (703) 243-9423
patrick@consovoymccarthy.com

Adam K. Mortara
LAWFAIR LLC
125 South Wacker, Suite 300
Chicago, IL 60606
Tel: (773) 750-7154
mortara@lawfairllc.com

/s/ Taylor A.R. Meehan
J. Michael Connolly
Taylor A.R. Meehan
Frank H. Chang
Jeffrey S. Hetzel
CONSOVOY MCCARTHY PLLC
1600 Wilson Blvd., Suite 700
Arlington, VA 22209
Tel: (703) 243-9423
mike@consovoymccarthy.com
taylor@consovoymccarthy.com
frank@consovoymccarthy.com
jhetzel@consovoymccarthy.com

Counsel for House Legislators and Staff

CERTIFICATE OF SERVICE

I certify that a true and accurate copy of the foregoing document was filed electronically (via CM/ECF) on August 1, 2022, and that all counsel of record were served by CM/ECF.

/s/ Patrick K. Sweeten
PATRICK K. SWEETEN